



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

TOWNSEND AND TOWNSEND AND CREW, LLP
TWO EMBARCADERO CENTER
EIGHTH FLOOR
SAN FRANCISCO CA 94111-3834

COPY MAILED

MAR 14 2006

OFFICE OF PETITIONS

In re Application of :
Usuba, et al. :
Application No. 09/589,526 :
Filed: June 7, 2000 :
Attorney Docket No. 16869P-008300US :
For: TRANSMISSION EQUIPMENT FOR
NETWORK AND NETWORK
TRANSMISSION SYSTEM

ON PETITION

This is a decision on the reconsideration petition under 37 CFR 1.137(b), filed January 9, 2006, to revive the above-identified application.

This application became abandoned for failure to properly reply to the final Office action, mailed March 24, 2004, which set an extendable three month period for reply.

On June 25, 2004 (certificate of mailing date June 22, 2004), applicants filed an amendment after final in response to the March 24, 2004 final Office action. On November 3, 2004, the Office mailed an Advisory Action informing applicants that the June 25, 2004 reply did **not** place the application in *prima facie* condition for allowance. The application became abandoned on June 25, 2004. A Notice of Abandonment was mailed on June 1, 2005.

Applicants have submitted a RCE and required fee and amendment in reply to the March 24, 2004 final Office action, an acceptable statement of the unintentional nature of the delay in responding to the March 24, 2004 final Office action, and the petition fee.¹

The petition is **GRANTED**.

¹ Petitioners have paid two petition fees. Only one is required. Pursuant to petitioners' authorization, deposit account no. 20-1430 will be credited one \$1,500.00 Rule 137(b) petition fee.

After the mailing of this decision the application will be forwarded to Technology Center AU 2633 for consideration of the RCE and amendment filed on January 9, 2006.

Telephone inquiries regarding this communication should be directed to the undersigned at (571) 272-3230.

A handwritten signature in black ink, appearing to read "E. Shirene Willis".

E. Shirene Willis
Senior Petitions Attorney
Office of Petitions